

Amend 2 Cal. Code Regs., Section 18932.5 to read:

§ 18932.5. Exclusions From "Honorarium": Direct Charitable Donations.

The following payments are excluded from the definition of "honorarium":

(a) A charitable donation, if all of the following apply:

(1) The donation is made directly to a bona fide charitable, educational, civic, religious, or similar tax-exempt, nonprofit organization, and is not delivered to the individual;

(2) The individual does not make the donation a condition for ~~his or her~~ the individual's speech, article, or attendance;

(3) The individual does not claim the donation as a deduction from income for tax purposes;

(4) The donation will have no reasonably foreseeable financial effect on the individual, or on any member of ~~his or her~~ the individual's immediate family; and

(5) The individual is not identified to the recipient organization in connection with the donation. If the individual knows or has reason to know that a donor intends to make such a donation, the individual must inform the donor that the donation cannot be made in the individual's name.

Note: Authority: Section 83112, Government Code. Reference: Sections 89501 through 89506, Government Code.